

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	: 10/507,174	Confirmation No.	: 8963
First Named Inventor	: Christopher WHITE		
Filed	: September 10, 2004		
TC/A.U.	: 3641		
Examiner	: John A. Radi		
Docket No.	: 038665.55362US		
Customer No.	: 23911		
Title	: Explosives Liner		

ELECTION AND REQUEST FOR RECONSIDERATION OF
RESTRICTION REQUIREMENT

Mail Stop AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

March 2, 2007

Sir:

Pursuant to the restriction requirement dated February 2, 2007, Applicants hereby elect Claims 1-4 (Group I) for further prosecution in this application.

Applicants hereby traverse the restriction requirement and request reconsideration, on the ground that the invention defined in Claims 1-4 and in Claims 5-8 satisfy the unity of invention requirement of PCT Rule 13.1 and 13.2, in that they relate to a group of inventions which are "so linked as to form a single general inventive concept". In particular, Claims 1-4 relate to an explosive ordnance comprising a cavity that is filled with explosive materials, with the explosive materials being contained in the bag within the cavity, while Claims 5 through 8 define a method of filling an explosive cavity in ordnance

with explosive materials, which method includes steps of inserting a bag into the explosive's cavity and filling the bag with explosive materials. The "special technical feature" which is common to both Group I (Claims 1-4) and Group II (Claims 5-8) is the provision of ordnance which has a cavity and within the cavity there is a bag which contains explosive material. Accordingly, the claims of Group I and Group II are related in that they constitute "a product and a process specially adapted for the manufacture of said product". In particular, Claim 1 defines a novel ordnance, while Claims 5-8 define a method for producing such novel ordnance. (See 37 C.F.R. §1.475(b)(2)).

The special technical feature referred to previously is clearly common to both Groups I and II. Specifically, Applicants note that Claim 5 recites all of the essential elements of the special technical feature: that is, the ordnance, the bag, the cavity into which the bag is inserted and explosive material which fills the bag.

Accordingly, Applicants respectfully submit that the claims of Group I and Group II are so linked as to form a single general inventive concept within the meaning of PCT Rule 13.1, and that restriction under 37 C.F. R. §1.475 and 37 C.F. R. §1.499 is improper. Reconsideration is therefore respectfully requested.